

Announcing FMA's 28th Annual

Legal & Legislative Conference

October 24 – 25, 2019

The Madison Hotel

Washington, DC

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CLE / CPE
Requirements

Ask about the
2-for-1, team,
first-timer and
regulator discounts!

Save \$200 – Register before October 2.

Why YOU Should Attend

- Explore industry concerns
- Discuss emerging issues
- Get the latest regulatory and legislative updates

MORE Reasons to Attend

- Make new contacts
- High-level peer interaction
- Network with regulators

To Register—

Call—202/544-6327

Email—dp-fma@starpower.net

Mail—333 2nd Street, NE – #104

Washington, DC 20002

Online—www.fmaweb.org

2019 Program Planning Committee

Joseph R. Bielawa

Chief Regulatory Counsel ■ M&T Bank

Jay B. Gould

Partner ■ Winston & Strawn LLP

Daniel P. Kearney, Jr.

Partner ■ WilmerHale

Gary Klein

VP & Assistant General Counsel ■ Fifth Third Bank

Cece Baute Mavico

Head of Regulatory Inquiries & Strategy, SVP &
Associate General Counsel ■ LPL Financial

Barbara R. Mendelson

Partner ■ Morrison & Foerster LLP

Joseph P. Vitale

Partner ■ Schulte Roth & Zabel LLP

Charles Yi

Partner ■ Arnold & Porter Kaye Scholer LLP



FINANCIAL MARKETS ASSOCIATION

Learning Objective: *To share information, ideas and experiences on current hot topic regulatory and legislative initiatives with banking/securities/regulatory attorneys, senior compliance officers, risk managers, internal auditors and regulators where the focus is on high-level discussion of evolving banking and securities law, enforcement proceedings, financial holding company issues, securities underwriting and distribution, and public finance.*

Thursday, October 24

8:00 – 9:00 am Continental Breakfast *Sponsored by Schulte Roth & Zabel LLP*

8:55 – 9:00 am Welcome and Morning Announcements

➤ **Barbara R. Mendelson** ■ Partner ■ **Morrison & Foerster LLP**

9:00 – 10:00 am

1. Banking General Counsels

Discuss key regulatory and supervisory issues and expectations ■ Provide updates on current developments and priorities

Moderator: Barbara R. Mendelson ■ Partner ■ **Morrison & Foerster LLP**

- **Jonathan Gould** ■ Senior Deputy Comptroller and Chief Counsel ■ **Office of the Comptroller of the Currency**
- **Nicholas Podsiadly** ■ General Counsel ■ **Federal Deposit Insurance Corporation**
- **Laurie Schaffer** ■ Associate General Counsel ■ **Federal Reserve Board**

Morning Breaks Sponsored by Arnold & Porter Kaye Scholer LLP

10:00 – 10:10 am Break

10:10 – 11:10 am

2. Legislative Update

Discuss key banking issues from a Congressional perspective

Moderator: Charles Yi ■ Partner ■ **Arnold & Porter Kaye Scholer LLP**

- **Brandon Beall** ■ Republican Professional Staff Member ■ **Senate Banking Committee**
- **Chris Brown** ■ Republican Senior Professional Staff ■ **House Ranking Member Patrick McHenry (R—NC)**
- **Charla Ouertatani** ■ Democratic Staff Director ■ **House Financial Services Committee**
- **Laura Swanson** ■ Democratic Staff Director ■ **Senate Banking Committee**

11:10 – 11:20 am Break

11:20 am – 12:20 pm

3. Revisiting the Dodd-Frank Enhanced Prudential Standards – Federal Reserve and Other Agency Tailoring Proposals

Discuss key aspects of the Federal Reserve and other agency tailoring proposals and what they mean for your institution, particularly with respect to capital and liquidity ■ Review the four risk-based categories of banking organizations with more than \$100 billion in total consolidated assets ■ Review the changes to Stress Testing requirements

Moderator: Joseph R. Bielawa ■ Chief Regulatory Counsel ■ **M&T Bank**

- **Christine A. Docherty** ■ VP & Associate General Counsel ■ **Federal Reserve Bank of Boston**
- **Henry Barkhausen** ■ Counsel ■ **Office of the Comptroller of the Currency**
- **Gregory J. Lyons** ■ Partner & Co-Chair, Financial Institutions Group ■ **Debevoise & Plimpton LLP**
- **Benjamin W. McDonough** ■ Assistant General Counsel ■ **Federal Reserve Board**

12:20 – 1:20 pm

Networking Lunch

Sponsored by Morrison & Foerster LLP

Afternoon Breaks Sponsored by Winston & Strawn LLP

1:20 – 2:20 pm

4. Data Privacy and Security in Today's Financial World – States Blur the Privacy Line

Examine California Consumer Privacy Act (CCPA), including the scope of exemption for those regulated by GLBA; copycat statutes in other states; and Federal preemption ■ Discuss NYDFS and other state activity, including security concerns for FIs; NAIC's Data Security Model Law; and jurisdictional issues ■ Explore third-party risk management and vendor reviews, including trends-credit bureau example and vendor reviews turn the table ■ Evaluate cyber threats and rolling ransomware attacks, including incident responses and evolving threats

Moderator: Gary Klein ■ VP & Assistant General Counsel ■ Fifth Third Bank

- **Jessica Dipre ■ Associate General Counsel ■ Fifth Third Bank**
- **Eric W. Richardson ■ Partner ■ Vorys, Sater, Seymour and Pease LLP**
- **Randy Sabett ■ Special Counsel ■ Cooley LLP**
- **Eulonda G. Skyles ■ Partner ■ BakerHostetler LLP**

2:20 – 2:30 pm

Break

2:30 – 3:30 pm

5. FINTECH: DO NEW TECHNOLOGIES REQUIRE NEW REGULATORY APPROACHES?

Review current and potential federal and state chartering options for a fintech institution ■ Examine the regulatory issues raised by banks partnering with fintech institutions or conducting such activities directly ■ Discuss whether regulators have the tools they need to regulate fintech activities and explore efforts being made to modernize longstanding regulations ■ Analyze the effects posed by, and regulatory responses to, virtual currencies and blockchain technology

Moderator: Joseph P. Vitale ■ Partner ■ Schulte Roth & Zabel LLP

- **Christopher L. Allen ■ Partner ■ Arnold & Porter Kaye Scholer LLP**
- **C. Christopher Ledoux ■ Senior Special Counsel ■ Federal Deposit Insurance Corporation**
- **Nicole M. Moran, Ph.D. ■ Principal ■ Cornerstone Research**
- **Michael Townsley ■ Director of Regulatory Policy & Policy Counsel ■ Conference of State Bank Supervisors**

3:30 – 3:40 pm

Break

3:40 – 4:40 pm

6. Regulatory Inspections and Enforcement Actions

The exam program—what is the SEC looking for now? ■ How to prepare for and successfully survive an SEC examination ■ Responding to SEC deficiency letters—when to push back ■ Referral to enforcement—now what? ■ Negotiating exemptions in connection with enforcement—new relief?

Moderator: Jay B. Gould ■ Partner ■ Winston & Strawn LLP

- **Carolyn Campbell ■ Chief Operating Officer & Co-Founding Partner ■ Emerging Capital Partners**
- **Sarah Curran ■ Director ■ Promontory Financial Group, an IBM Company**
- **Chris Lombardy ■ Managing Director ■ Duff & Phelps, LLC**
- **Michael D. Wheatley ■ VP, Regulatory Counsel ■ Lincoln Financial Group**

4:40 – 4:50 pm

Break

4:50 – 5:50 pm

7. Defining “Control” Under the BHCA and HOLA

Examine the latest information/guidance on the Federal Reserve Board's rules regarding the definition of “control” ■ Discuss reasons banking organizations and their investors may want to structure an investment as noncontrolling ■ Consider how changes to the rules would likely impact investments in and by banking organizations ■ Explore how changes to the rules may impact the relationship between banks and their investors

Moderator: Joseph P. Vitale ■ Partner ■ Schulte Roth & Zabel LLP

- **Jennifer A. Docherty** ■ Managing Director & Associate General Counsel ■ **Sandler O'Neill + Partners, L.P.**
- **Greg Frischmann** ■ Senior Counsel ■ **Federal Reserve Board**
- **Brian Knestout** ■ VP, Associate General Counsel ■ **Goldman Sachs**

5:50 pm

Program Adjourns for the Day

Friday, October 25

8:00 – 8:30 am

Continental Breakfast

Sponsored by WilmerHale

8:30 – 10:00 am

8. Securities General Counsels

Discuss key regulatory priorities ■ Provide updates on current rulemaking and coordination efforts ■ Analyze trends in enforcement and compliance and supervisory controls

Moderator: Cece Baute Mavico ■ Head of Regulatory Inquiries & Strategy, SVP & Associate General Counsel ■ **LPL Financial**

- **Daniel J. Davis** ■ General Counsel ■ **U.S. Commodity Futures Trading Commission**
- **Marie-Louise M. Huth** ■ Assistant General Counsel ■ **U.S. Securities and Exchange Commission**
- **Anne Joves** ■ Associate General Counsel ■ **National Futures Association**
- **Gail Marshall** ■ Chief Compliance Officer ■ **Municipal Securities Rulemaking Board**
- **Joseph P. Savage** ■ VP, Office of Regulatory Analysis ■ **FINRA**

Afternoon Breaks Sponsored by Cornerstone Research

10:00 – 10:10 am

Break

10:10 – 11:40 am

9. SEC Division Reports

Discuss current SEC staff initiatives and exam priorities ■ Hear staff perspectives on various hot topics, such as cyber enforcement and the Best Interest rule ■ Discuss priorities of the SEC divisions and OCIE for the coming year

Moderator: Daniel T. Chaudoin ■ Partner ■ **WilmerHale**

- **Melissa Hodgman** ■ Associate Director ■ **Division of Enforcement**
- **Brian M. Johnson** ■ Assistant Director ■ **Division of Investment Management**
- **John Polise** ■ Associate Director, Broker-Dealer and Exchanges ■ **Office of Compliance Inspections and Examinations**
- **Michael P. Seaman** ■ Senior Special Counsel ■ **Division of Corporation Finance**
- **Mark Wolfe** ■ Associate Director ■ **Division of Trading and Markets**

11:40 – 11:50 am

Break

11:50 am – 12:50 pm

10. Perspectives on Economic Sanctions and Anti-Money Laundering Developments

Provide update on Russia, Iran, and Venezuela sanctions ■ Discuss compliance lessons learned from recent enforcement cases ■ Analyze AML-related developments, including treatment of cannabis-related businesses

- **John E. Smith** ■ Partner ■ **Morrison & Foerster LLP** (*Moderator and Speaker*)
- **Katrina A. Carroll** ■ EVP, Chief Anti-Money Laundering Officer ■ **LPL Financial**
- **Heather Epstein** ■ VP, Americas Financial Crime Legal ■ **Barclays**
- **Michael Greenman** ■ SVP & Chief Counsel, AML & Economic Sanctions ■ **U.S. Bank**

12:50 pm

Program Adjourns

*All sessions are closed to the press. ■ Audio & video recording of all sessions is prohibited.
FMA reserves the right to amend program content without prior notification.*



The Financial Markets Association is registered with the National Association of State Boards of Accountancy (NASBA) as a sponsor of continuing professional education on the National Registry of CPE Sponsors. State boards of accountancy have final authority on the acceptance of individual courses for CPE credit. Complaints regarding registered sponsors may be submitted to the National Registry of CPE Sponsors through its website: www.nasbaregistry.org.

Prerequisites: FMA recommends that attendees have at least three years of relevant experience in a field closely aligned to broker-dealer or banking law and/or compliance/audit/risk management. Such experience might include course work, regulatory or examiner job experience or similar professional work-related experience.

Advance Preparation: None ■ **Recommended CPE hours:** 13.0 ■ **Type of Delivery Method:** Group-Live ■ **Level of Learning:** Advanced ■ **Field of Study:** Auditing

Continuing Legal Education: CLE accreditation regulations vary from state to state. In past years, this program has been approved for CLE credits in multiple jurisdictions. When registering, indicate your interest in obtaining CLE and FMA will: 1) prepare and submit the form(s) in the state(s) of your choice; or 2) provide required materials for the attorney to submit the CLE application. Ask Dorcas Pearce for details and advise her prior to the conference of imminent filing deadlines. FMA will not be responsible for individuals' annual reporting deadlines and/or late fees. State filing fees will be assessed to the individual(s). At this time, approximately 11 CLE hours are projected in 60-minute states; 13 CLE hours in 50-minute states.

Additional accreditations: FMA's educational programs are designed to fulfill the continuing education needs of professionals in the financial services industry. Contact Dorcas Pearce at 202/544-6327 or dp-fma@starpower.net for more information. Application filing fees will be assessed to the individual.

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To Register:

Phone: 202/544-6327 (ask for **Dorcas Pearce**)
Email: dp-fma@starpower.net
Mail: FMA: 333 2nd Street, NE – #104
Washington, DC 20002 (include check
made payable to “Financial Markets
Association”)
Online: www.fmaweb.org

Hotel: The Madison Hotel ♦ 1177 15th
Street, NW ♦ Washington, DC 20005 ♦ 20
minutes from Washington Reagan National Airport;
75 minutes from Dulles International Airport; 90
minutes from BWI Airport ♦ 202/862-1600 (main #)
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mention you’re with the “FMA” group when making
your reservation to get FMA’s group rate or go online
at [https://book.passkey.com/go/
2019LEGALLEGISLATIVECONFERENCE](https://book.passkey.com/go/2019LEGALLEGISLATIVECONFERENCE) ♦
Rate: \$309 single/double ♦ **Last date for FMA’s
group rate: October 2, 2019.**

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Check here if you’re requesting **CLE / CPE**
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Until October 2, the Early Bird registration for
FMA Members and Regulators is **\$995; \$1,195** for
non-members. **As a special offer, the non-member
registration includes a one-year complimentary FMA
membership.** After October 2, the fees increase to
\$1,195 and \$1,395, respectively. **2-for-1 and first-
timer discounts are available...ask Dorcas
Pearce for details.** Please circle the correct amount.

Regulators—Ask about the special discount.

**Payment is required by check, EFT or
credit card (Visa / Master Card / American
Express) prior to October 2.** No registration is
considered final until payment is received. If payment is
not received prior to the conference start, you must
provide payment upon check-in at the FMA Registration
Desk. Onsite registration is also available.

Refund and Cancellation Policy: Requests for
refunds must be received in writing by October 2 and will
be subject to a nonrefundable \$100 cancellation fee; no
refunds after October 2. Substitutes are always acceptable—
please notify FMA beforehand of such substitutions or at
check-in at the FMA Registration Desk. FMA assumes no
liability for travel/lodging costs by the attendee in the event
the program is canceled. For more information regarding
administrative issues (i.e., refund, complaint or program
cancellation), please contact FMA at 202/544-6327 and ask
for Dorcas Pearce.

Watch for This Upcoming FMA Program

**Securities Compliance Seminar
April, 2020**

City & Hotel to be Announced

